

PATENT

2113 ✓  
41  
IBM/178

Confirmation No. 5139

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Brian Eric Bakke et al.      Art Unit: 2113  
Serial No.: 09/932,140      Examiner: Joseph D. Manoskey  
Filed: August 17, 2001      Atty. Docket No.: IBM/178  
For: METHOD AND APPARATUS FOR PROVIDING REDUNDANT  
ACCESS TO A SHARED RESOURCE WITH A SHAREABLE SPARE  
ADAPTER

AMENDMENT AND RESPONSE

RECEIVED

Mail Stop AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

JUL 15 2004

Technology Center 2100

Sir:

In reply to the Office Action dated April 13, 2004, please amend the above-identified application as follows:

**Amendments to the Specification** begin on page 2 of this paper.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 3 of this paper.

**Amendments to the Drawings** begin on page 8 of this paper and include an attached replacement sheet.

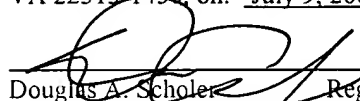
**Remarks** begin on page 9 of this paper.



**PATENT**  
Att'y Docket No. IBM/178  
Confirmation No. 5139

**CERTIFICATE OF MAILING UNDER 37 C.F.R. 1.8**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postage prepaid in an envelope addressed to: Mail Stop AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on: July 9, 2004.

 6/9/04  
Douglas A. Scholer Reg. No. 52,197 DATE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Brian Eric Bakke et al. Art Unit: 2113  
Serial No.: 09/932,140 Examiner: Joseph D. Manoskey  
Filed : August 17, 2001  
For : METHOD AND APPARATUS FOR PROVIDING REDUNDANT ACCESS TO  
A SHARED RESOURCE WITH A SHAREABLE SPARE ADAPTER

Mail Stop AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**AMENDMENT TRANSMITTAL**

1. ☒ Transmitted herewith is an Amendment and Response.
2. ☐ Small Entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted.  
☐ Enclosed is a verified statement to establish Small Entity status  
☒ Other than a Small Entity

3. The fee has been calculated as shown below:

**CALCULATION OF FEES**

Fee:	Number of Claims After Amendment:		Previously Paid For:	No. Extra:	At Rate:	Amount:
Total Claims	30	minus	30	0	\$18	\$0.00
Independent Claims	3	minus	3	0	\$86	\$0.00
MULTIPLE DEPENDENT CLAIM FEE					\$290	\$0.00
TOTAL FEE FOR CLAIMS:						\$0.00

☒ No additional fee for claims is required.

4. ☐ Attached is a check in the sum of \$\_\_\_\_\_ for additional claims.  
☐ Please charge my Deposit Account No. 23-3000 in the amount of \$\_\_\_\_\_.

5. **The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply. Complete (a) or (b) as applicable.**

- ☐ (a) Applicant petitions for an extension of time under 37 CFR 1.136 for the total number of months checked below:

	<u>Ext. Mos.</u>	<u>Large entity</u>	<u>Small entity</u>
<input type="checkbox"/>	one month	\$ 110.00	\$ 55.00
<input type="checkbox"/>	two months	\$ 420.00	\$ 210.00
<input type="checkbox"/>	three months	\$ 950.00	\$ 475.00
<input type="checkbox"/>	four months	\$1,480.00	\$ 740.00
<input type="checkbox"/>	five months	\$2,010.00	\$1,005.00

Extension fee due with this request:

\$ \_\_\_\_\_

Method of Payment:

Check enclosed in the amount of \$ \_\_\_\_\_

If an additional extension of time is required, please consider this a petition therefor.

(Check and complete the next item, if applicable)

- ☐ An extension for \_\_\_\_\_ months has already been secured and the fee paid thereof of \$\_\_\_\_\_ is deducted from the total fee due for the total months of extension now requested. Extension fee due with this request \$\_\_\_\_\_.

**OR**

- ☒ (b) **Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.**

6. ☒ **If any additional fee for claims or extension of time is required, charge Account No. 23-3000.**

Respectfully submitted,

WOOD, HERRON & EVANS, L.L.P.

By: \_\_\_\_\_

Douglas A. Scholer  
Reg. No. 52,197

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**Enclosed:**

Transmittal (in duplicate) containing Certificate of Mailing under 37 C.F.R. 1.8  
Amendment and Response  
Drawing Replacement Sheet for Fig. 3  
Annotated Drawing Sheet Indicating Changes to Fig. 3  
Reply Postcard